

Town Board Minutes

Meeting No. 4

Special Meeting

February 7, 2000

Town Board Minutes

February 7, 2000

Meeting No. 4

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 7th day of February 2000, at 6:30 PM and there were

PRESENT: ROBERT GIZA, SUPERVISOR
MARK MONTOUR, COUNCIL MEMBER
GEORGETTE PELLETTERIE, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
RICHARD ZARBO, COUNCIL MEMBER
JOHN GOBER, PLANNING BOARD MEMBER
STANLEY KEYS, PLANNING BOARD CHAIRMAN
STEVEN SOCHA, PLANNING BOARD MEMBER
MELVIN SZYMANSKI, PLANNING BOARD MEMBER

ABSENT: FRANK DE CARLO, PLANNING BOARD MEMBER
DAVID MARRANO, PLANNING BOARD MEMBER
MILDRED WHITTAKER, PLANNING BOARD MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR
ROBERT LABENSKI, TOWN ENGINEER

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of three (3) actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE
GARY HOLLAND SALES SITE PLAN MATTER**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Gary Holland Sales site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER PELLETTERIE, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
GARY HOLLAND SALES SITE PLAN MATTER
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 2.13 acres.

The location of the premises being reviewed is situate on Lancaster Parkway and Pavement Road.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

February 7, 2000

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

February 7, 2000

**IN THE MATTER OF THE SEQR REVIEW OF THE
H. H. HOUSING INC. REZONE PETITION**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the H. H. Housing, Inc. rezone petition with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER SZYMANSKI
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
H. H. HOUSING, INC. REZONE PETITION
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 9 acres.

The location of the premises being reviewed is situate on William Street, east of Transit Road.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
Small to Moderate
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor

SEAL

Town of Lancaster

February 7, 2000

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

February 7, 2000

**IN THE MATTER OF THE SEQR REVIEW OF THE
LANCASTER LEASING & STORAGE SITE PLAN MATTER**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Lancaster Leasing & Storage site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ZARBO, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
LANCASTER LEASING & STORAGE SITE PLAN MATTER
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 1.04 acres.

The location of the premises being reviewed is situate at 495 Erie Street.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted.
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor

SEAL

Town of Lancaster

February 7, 2000

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MARRANO	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

February 7, 2000

ADJOURNMENT:

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 6:55 P.M.


Johanna M. Coleman, Town Clerk

Town Board Minutes

Meeting No. 5

Regular Meeting

February 7, 2000

Town Board Minutes

February 7, 2000

Meeting No. 5

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 7th day of February 2000 at 8:00 P.M. and there were

PRESENT: MARK MONTOUR, COUNCIL MEMBER
GEORGETTE PELLETTERIE, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
RICHARD ZARBO, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE
CHRISTINE FUSCO, ASSESSOR
RICHARD REESE JR., HIGHWAY SUPERINTENDENT

EXECUTIVE SESSION:

UPON MOTION DULY MADE, SECONDED AND UNANIMOUSLY CARRIED, the Town Board voted at 10:06 P.M. to deliberate in Executive Session for the announced purpose of discussing the Police contract and Police personnel matters.

At 11:45 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Asked questions re: resolution #9, Police vehicles; legal notice & bids.
- Questioned Rules of Order adopted 1/1/2000; specifically meeting date 2/28/2000
- Requested the Supervisor to petition the NYS Association of Towns to hold 2001 Annual meeting in Western New York.

Bastian, Norman, 5747 Genesee Street, spoke to the Town Board on the following matter:

- Asked if the Town of Lancaster plans to provide funds to the Lancaster-Depew Meals on Wheels Program in 2000.

Krupa, Tony, 4987 Transit Road, spoke to the Town Board on the following matter:

- Asked if steps can be taken to effectuate the immediate repair of Broadway (road & bridges) in the Village of Lancaster and the Village of Depew.

Gull, Henry, 710 Pavement, spoke to the Town Board on the following matters:

- States that he receives messages of hope and inspiration from people around the country. He hopes that local government will be open to the people.

Giza, Ronald, 61 Lombardy Street, spoke to the Town Board on the following matters:

- Informed the Town Board about the Lancaster High School's wrestling program and achievements.

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Commends the Town Board for increasing the salary for Youth Court Coordinator; feels she is an asset.
- Asks the Town Board to continue bringing business to the Town, thereby increasing the tax base.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Zoning Map of the Town of Lancaster as petitioned by H.H. Housing, Inc. for a Senior Citizen Independent Living Apartment Complex.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

ADDRESS

Dan Grabowski, representing Eastwood Village Association, letter read by Supervisor	44 Eastwood Parkway
George Hezel, principle owner	H.H. Housing, Inc.
Dan Marinaro	K2M Architects, LLP 10225 Main St
Christopher Dirr, Iskalo Development	5166 Main St

OPPONENTS

ADDRESS

Ann Polanowski	4793 William Street
Henry Polanowski	4793 William Street

COMMENTS & QUESTIONS

ADDRESS

John Stanko	10 Pleasantview Drive
Randi Dressel	5011 William Street
Dan Buetler	26 Tyler Street
James Brett	659 Harris Hill Road
Anthony Krupa	4987 Transit Road
Sharon Howse	74 Eastwood Parkway

ON MOTION BY COUNCIL MEMBER STEMPNIAK, AND SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:12 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, that the minutes from the Joint Meeting of the Town Board and the
Planning Board held on January 18, 2000 and the Regular Meeting of the Town Board held on
January 18, 2000 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll
call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: RMIN (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
STEMPNIAK, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated
February 2, 2000, has recommended the appointment of Penny A. Stekl to the position
of Tutor with the Youth Bureau of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Penny A. Stekl, 462 Aurora Street, Lancaster, New York is
hereby appointed to the position of Tutor with the Town of Lancaster Youth Bureau, effective
February 8, 2000 with a salary of \$10.00 per hour, and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the
necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: Rpers.tutor (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, Lynn Harrington, Program Coordinator for the Youth Bureau in the Town of Lancaster, by letter dated December 13, 1999, has requested a leave of absence, without pay, for up to one year, commencing March 1, 2000, and

WHEREAS, the Executive Director has recommended the granting of this unpaid leave of absence;

NOW, THEREFORE, BE IT

RESOLVED, that Lynn Harrington, Program Coordinator in the Youth Bureau be and is hereby granted a leave of absence, without pay, for up to one year, commencing March 1, 2000.

BE IT FURTHER

RESOLVED, that Sherri A. Bottlinger, 26 Church Street, Lancaster, New York be appointed to the temporary position of Program Coordinator in the Youth Bureau in the Town of Lancaster during the leave of absence of Lynn Harrington and that she be paid on an hourly basis of \$14.48 (75% of the regular Program Coordinator salary), with no benefits.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

file: rpers/rpers.lve

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ZARBO, TO WIT:

WHEREAS, the New York State Office of Children and Family Services has awarded the County of Erie a grant for the period of January 1, 2000 to December 31, 2000 in the amount of \$50,000.00 to fund the Safe Places Program in four suburban communities, which includes the Town of Lancaster, and

WHEREAS, the County of Erie has authorized the County Executive to enter into a contract with the Town of Lancaster for the amount of \$12,500.00;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Robert H. Giza, Supervisor of the Town of Lancaster is authorized to enter into a contract with the County of Erie in the amount of \$12,500.00 to operate a Safe Places Program through the Town of Lancaster Youth Bureau in cooperation with the Depew-Lancaster Boys and Girls Club, Inc., and
2. That a certified copy of this resolution be forwarded to the Erie County Department of Youth Services, together with a duly executed contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: rsafeprg.200

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ZARBO , WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Highway Superintendent has submitted a proposed Agreement to the Town Board of the Town of Lancaster for the expenditure of highway funds for the year 2000, pursuant to the requirements of the Highway Law of the State of New York, and

WHEREAS, the Highway Superintendent has advised that the allocation of money in the proposed Agreement for general repairs to be carried out includes the cost of labor and materials, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the proposal by the Highway Superintendent;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster does hereby authorize the execution of the proposed Agreement to Spend Town Highway Funds for the year 2000, as submitted by the Superintendent of Highways.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: rhwyfnds

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, American Family Life Assurance Company (AFLAC)
manages a flexible program for the Town of Lancaster known as Flex One through which
employees can defer compensation into medical savings accounts as well as other spending
account plans, and

WHEREAS, the present agreement is subject to annual renewal and
AFLAC has provided a renewal to the Town, and

WHEREAS, the Town Board has given due review and consideration of a
flex benefit plan for the employees of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to enter into a renewal agreement with
AFLAC for the management of a flex benefit plan to service town employees.

The question of the adoption of the foregoing resolution was duly put to a
vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER PELLETIER	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File:raflac.200

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ZARBO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER PELLETTERIE, TO WIT:

WHEREAS, the New York State Department of Transportation (DOT) will
be performing a highway rehabilitation project on Walden Avenue, and

WHEREAS, there is a need to adjust utility facilities owned by the Town of
Lancaster as a part of this rehabilitation project, and

WHEREAS, Section 10, Subsection 24 of the Highway Law enables the
DOT at the expense of the State to adjust municipally owned utilities, and

WHEREAS, the Town Attorney and Town Engineer have reviewed the
proposed Agreement, and

WHEREAS, the Town Board has given due review and consideration to the
proposed Utility Work Agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to enter into the Utility Work Agreement
with the New York State Department of Transportation regarding the Walden Avenue highway
project.

The question of the adoption of the foregoing resolution was duly put to a
vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: rmysdot.200

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, the CSEA White Collar Unit, by Memorandum of Agreement
with the Town of Lancaster, has agreed to an increase in salary for the position of Youth Court
Coordinator in the Youth Bureau of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that the salary for **JENNIFER CANDINO, YOUTH COURT
COORDINATOR** (Provisional) in the Youth Bureau of the Town of Lancaster for the year
2000, be and is hereby set at a yearly salary of \$28,956.00 retroactive to January 1, 2000.

The question of the adoption of the following resolution was duly put to a
vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: RPERS.UPG (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTGOMERY, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously
advertised for bids for furnishing Police Cars for the model year 2000 to the Police Department
in accordance with the specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were opened on January 28 , 2000 and

WHEREAS, the Chief of Police of the Town of Lancaster by letter dated
January 31, 2000 has recommended the purchase of vehicles in accordance with said
specifications from the low bidder thereon, Delacy Ford, Inc., 3061 Transit Road, Elma, New
York 14059;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1.. That the Bid of Delacy Ford, Inc., is accepted and that an order for vehicles
is hereby authorized to be placed by the Chief of Police as follows:

- A. The purchase of five (5) 2000 Type A Police Vehicles
at a unit price of \$21,690.00 per vehicle = **\$108,450.**
- B. The purchase of one (1) 2000 Type B vehicle at a
purchase price of = **\$21,172.**

2. That the following vehicles be traded to Delacy Ford, Inc., as per the
trade-in allowances listed on the Bid Form:

- A. One (1) 1998 Ford 4DSD
VIN#2FAFP71WOWX 157268 **\$6,900.00**
- B. One (1) 1998 Ford 4DSD
VIN #2FAFP71WOWX157271 **\$6,900.00**
- C. One (1) 1997 Ford 4DSD
VIN #2FALP71WXVX193552 **\$5,100.00**

D.	One (1) 1998 Ford 4DSD VIN #2FAFP71W2WX157269	\$6,900.00
E.	One (1) 1994 Ford 4DSD VIN #2FALP71WXR163652	\$2,200.00
F.	One (1) 1998 Ford 4DSD VIN #2FAFP71W9WX157270	\$6,400.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File:rapolcrs.00

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
ZARBO, TO WIT:

WHEREAS, it has been suggested by Erie County Personnel, and
requested by the Supervisor, by letter dated January 28, 2000 to create a new title for the
position currently held by Rose Piccolo, and

WHEREAS, the Supervisor has received approval of PO-17 to create the
position of Recreation Attendant, Full Time in the Department of Parks, Recreation, Forestry
and Senior Citizens.

NOW, THEREFORE, BE IT

RESOLVED, that the title of Recreation Attendant, Full Time, is hereby
established in the Department of Parks, Recreation, Forestry and Senior Citizens of the Town of
Lancaster, and that Rose Piccolo is hereby appointed to that position in the capacity of a civil
service non-competitive classification, in accordance with the CSEA White Collar union
regulations, with the exception that she will work 35 hours per week and receive a salary versus
an hourly rate, as consented to by the CSEA president and will continue to accrue all eligible
benefits as outlined in the CSEA, White Collar union contract.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the
necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the following resolution was duly put to a
vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: RPERS.TLE

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 465 to Claim No. 732 Inclusive

Total amount hereby authorized to be paid: \$ 671,165.12

The question of the foregoing resolution was duly put to a vote on roll call which
resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

file: reclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER PELLETTERIE, TO WIT:

RESOLVED that the following Building Permit Applications be and are hereby
approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived
for this permit.

(CSW) = Conditional sidewalk waiver.

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	Structure
6540		United Refining Inc	5843 Broadway	Er. Temp Sign
6541		D'Andrea, Dennis	6218 Broadway	Res. Alteration
6542		RJF Development	34 Parkedge Dr	Er. Sin. Dwlg
6543		Marrano Marc Equity	67 Old Post Rd	Er. Sin. Dwlg
6544		Sunrise Bldrs Inc	33 Quail Run Ln	Er. Sin. Dwlg
6545		Cayuga Hgts Holding Co	6061 Broadway	Com. Plumbing
6546		Cimminelli, Frank	43 Quail Run Ln	Er. Sin. Dwlg
6547		Transit Wehrle Assoc	6733 Transit Rd	Er. Sign Wall
6548		Marinaccio, Paul	4430 Walden Ave	Com. Addition
6549		Colosi, Darryl	24 Grafton Ct	Er. Pool
6550		Clover Construction	348 Harris Hill Rd	Er. Com. Bldg
6551		Clover Construction	348 Harris Hill Rd	Dem. Bldg

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk
waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks,
and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for
conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance
required for sidewalks, however, the waiver is granted upon the expressed condition that the Town
of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of
the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File:Rbldg2

Council Member Stempniak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, GARY HOLLAND d/b/a GARY HOLLAND SALES, 94 Main Street, Depew, New York 14043 has submitted a Site Plan prepared by Krog Corporation, and dated January 5, 2000 for the construction of a total of a 9,500 sq. ft. office/warehouse facility located at the southeast corner of Lancaster Parkway and Pavement Road, in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the plan, and at its meeting January, 19, 2000 has recommended approval of this project, and

WHEREAS, a SEQR review of this project was held on February 7, 2000 and a Negative Declaration was issued at that time

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan., submitted by GARY Holland and prepared by Krog Corporation and dated January 5, 2000 for the construction of a total of 9,500 s.f. office/warehouse facility located at the southeast corner of Lancaster Parkway and Pavement Road in the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

February 7, 2000

File: rasite.200

COMMUNICATIONS & REPORTS:

78. Highway Superintendent to Town Board -
Transmittal of agreement to Spend Town Highway Funds for 2000. DISPOSITION = Received and Filed
79. General Crew Chief to Council Member Stempniak -
Reply to request to perform a field inspection of the Harris Hill Health Care Facility. DISPOSITION = Planning Committee
80. Council Member Zarbo to Town Board -
Transmittal of report from N.E.S.T Meeting January 13, 2000. DISPOSITION = Received and Filed
81. Council Member Zarbo to Town Clerk -
Request for comments to be entered into minutes of meeting. DISPOSITION = Received and Filed
82. Supervisor to Joseph Cipolla, Bella Vista -
Request for reimbursement for engineering services for review of William & Transit Project. DISPOSITION = Received and Filed
83. State of New York Office for Technology to Supervisor -
Transmittal of review and notice of meetings re: Electronic Signatures & Records Act. DISPOSITION = Received and Filed
84. Director of Aviation, Buffalo Niagara International Airport to Supervisor -
Notice of meeting re: updated Master Plan for the Buffalo Niagara International Airport. DISPOSITION = Received and Filed
85. Building Inspector to Town Board -
Request Town of Lancaster to authorize electrical inspections by agencies not currently used by this department. DISPOSITION = Planning Committee
86. Planning Board Chairman to Town Board -
Transmittal of minutes of meeting held on January 19, 2000. DISPOSITION = Received and Filed
87. Town Clerk to Zoning Board Members, Building Inspector and Dep. Town Attorney -
Transmittal of variance petition for meeting to be held February 10, 2000. DISPOSITION = Received and Filed
88. Lancaster Town Planning Board to Town Board -
Recommend approval of site plan for Gary Holland Sales. DISPOSITION = Resolution
89. Krehbiel Associates to Town Clerk -
Notice of completion of name change to McIntosh & McIntosh, P.C. DISPOSITION = Received and Filed
90. Lancaster Library to Residents -
Invitation to join in the celebration of the retirement of Pat Blackett. DISPOSITION = Received and Filed
91. Safety Steering Committee to Town Board -
Conveyance of minutes of meeting from 1/20/2000. DISPOSITION = Received and Filed
92. General Crew Chief to Planning Board and Council Members Stempniak and Pelletterie -
Recommendations re: Lancaster Leasing & Storage Site Plan. DISPOSITION = Received and Filed
93. Scott M. Kuhlmeier to Town Board -
Express interest in position of Disaster Coordinator. DISPOSITION = Safety Committee
94. Office of the Assembly Majority Leader to Town Board -
Notice of Joint Public Hearing re: pet population control and animal shelter overcrowding. DISPOSITION = Dog Control Officer


95. Regional Design Engineer Dept. of Transportation to Director, Environmental Analysis Bureau -
Transmittal record of decision re: New York State Dept. of Transportation US Route 20, Broadway Project. DISPOSITION = Received and Filed
96. Secretary, Millgrove Volunteer Fire Department, Inc. to Town Board -
Enclosure of list of the year 2000 elected offices for Millgrove Volunteer Fire Department. DISPOSITION = Received and Filed
97. Belmont Shelter Corp. to Town Board -
Notification of sites, dates and times for housing counseling services. DISPOSITION = Received and Filed
98. Lancaster High School Student Union to Supervisor -
Notification that because of assistance from the Supervisor, Lancaster High School has been chosen to host the 2003 National Association of Student Councils (NASC). DISPOSITION = Received and Filed
99. Erie County Executive to Supervisor -
Notification of approval for funding assistance through Erie County Consortium Community Development Block Grant Program. DISPOSITION = Supervisor
100. New York State Electric & Gas Corp. to Supervisor -
Conveyance of dates for group presentation of *Live-line Demonstration*. DISPOSITION = Received and Filed
101. United States Census 2000 to Supervisor -
Invites participation in *Census 2000*. DISPOSITION = Received and Filed
102. Highway Superintendent to Planning Board Chairman -
Request cooperation with requiring the contractor to be responsible for any roadway damage re: site plan for Lancaster Leasing & Storage. DISPOSITION = Planning Committee
103. Town Clerk to Town Board -
Transmittal of Monthly Report for January 2000. DISPOSITION = Received and Filed
104. Town Attorney to NYS Dept. of Environmental Conservation -
Advisal of determination of "Unlisted Action" for SEQR for application for a proposed rezone of property located on the south side of Maple Drive and requests designation of Lead Agency. DISPOSITION = Received and Filed
105. Town Attorney to Erie County Dept. of Environment and Planning -
Advisal of determination of "Unlisted Action" for SEQR for application for a proposed rezone of property located on the south side of Maple Drive and requests designation of Lead Agency. DISPOSITION = Received and Filed
106. General Crew Chief to Council Member Pelletterie -
Reply to request for researching modification of a van that we use as a part of the "Erie County Going Places Service" to accommodate wheelchair passengers. DISPOSITION = Received and Filed
107. Town Attorney's Office to Town Clerk -
Notice of there being only a phone call response from DEC re: request for lead agency Gary Holland Sales site plan application. DISPOSITION = Resolution
108. Town Attorney to Erie County Dept. of Environment & Planning -
Request for Town to act as lead agency for Gary Holland site plan application. DISPOSITION = Resolution
109. NYS Dept. of Environmental Conservation to Town Attorney -
Comments after review of rezone application for H.H. Housing Inc. DISPOSITION = Planning Committee

110. Youth Bureau Executive Director to Supervisor -
Request leave of absence for Program Coordinator Lynn Harrington and temporary appointment of Sherri Bottlinger to fill this position. DISPOSITION = Resolution
111. Supervisor to Town Clerk -
Request resolution re: creation and appointment to position of Recreation Attendant, full time as suggested by Erie County Personnel. DISPOSITION = Resolution
112. Supervisor to Town Clerk -
Request resolution re: CSEA Local 815 White Collar Unit authorization for increase of salary for Youth Court Coordinator Jennifer Candino. DISPOSITION = Resolution
113. Town Clerk to Various News Media -
Notice of SEQR meeting February 7, 2000 to review site plan application of Gary Holland Sales and the rezone application of H.H. Housing Inc. DISPOSITION = Received and Filed
114. Association of Erie County Governments to Supervisor -
Transmittal of resolution passed by the association re: requesting NYS Legislature to repeal Article 6 Section 626 of the Real Property Tax Law. DISPOSITION = Received and Filed
115. Autistic Services, Inc. to Supervisor -
Notification of meeting with neighbors and fulfillment of 40 day mandate on 1/26/00 re: proposed group home and assurance of continued cooperation. DISPOSITION = Received and Filed
116. Congressman Jack Quinn to Town Board -
Transmittal of Agenda for Ellicott Creek Status Report at the Town Hall February 2, 2000. DISPOSITION = Drainage/Water and Sewers Committee
117. Lancaster/Depew Baseball League Capital Improvements Committee to Various Community Businesses -
Request assistance with raising funds for lighting in Westwood Park. DISPOSITION = Received and Filed
118. Greater Buffalo-Niagara Regional Transportation Council to Eloise Freeman -
Transmittal of endorsement for funding re: Lancaster N/S Corridor Transportation and Land Use Planning Grant. DISPOSITION = Supervisor
119. Youth Bureau Executive Director to Supervisor -
Request appointment of Penny Stekl to position of tutor. DISPOSITION = Resolution
120. Erie County Dept. of Environment and Planning to Town Attorney -
Grants Lead Agency status and identifies comments and concerns re: H. H. Housing rezone application. DISPOSITION = Planning Committee
121. Erie County Dept. of Environment and Planning to Town Attorney -
Grants Lead Agency status and identifies comments and concerns re: site plan application for Gary Holland Sales. DISPOSITION = Planning Committee
122. Council Member Montour to NYS Dept. of Transportation -
Request studies re: "no left turn" sign being placed just south of French Road near Forestream Plaza in the Town. DISPOSITION = Safety Committee
123. Planning Board to Town Board -
Minutes of regular meeting on February 2, 2000. DISPOSITION = Received and Filed
124. Planning Board to Town Board -
Recommend approval of site plan for Lancaster Leasing & Storage. DISPOSITION = Received and Filed
125. Planning Board to Town Board -
Notice that the rezone application of Paul Stephen Development was tabled. DISPOSITION = Received and Filed

126. Town Engineer to Town Board -
Transmittal of Ellicott Creek Status Report Meeting on February 2, 2000. DISPOSITION
= Received and Filed

ADJOURNMENT:

ON MOTION OF SUPERVISOR GIZA AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 11:45 P.M in memory of James Polen..

Signed 
Johanna M. Coleman, Town Clerk